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ORIGINAL 1 LN
IN THE

UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA

FILED
HARRISBURG, PA

JUL 11 2001

MARY E. D'ANDREA, CLERK
Per SF
Deputy Clerk

WILLIAM DONALD MARSHALL,
PETITIONER,

CASE # 1:CV-01-0949

J. Rambo

VS

MOTION TO STRIKE

ROBERT L. RAIGER,
RESPONDENT

Come now, Petitioner above named in the caption
cause of action, and who now moves that this
Honorable Court 'Strike' Respondent's Second
Answer to Petitioner's Petition for Writ of Habeas
Corpus for the following reasons:

1. Respondent is not authorized under federal rules
or statute, nor was leave of court sought, for the

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submission of a pleading styled 'Second Answer', and if such would be allowed to stand, then your petitioms would seek a thirty day period to afford equal and fair opportunity to submit a Second Reply.

2. Respondent by submitting a Second Answer is attempting to present exhibit as attached to his pleading that petitioms will not have time to effectively reply to in view this court required petitioms file his reply to respondent's first answer on or before July 11, 2001. Wherefore, petitioms respectfully request that Respondent's Second Answer be stricken or if allowed afford petitioms 30 days to reply thereto.

Dated this 7th day of July,
2001.

Respectfully submitted,
William L. Marshall, Pro Se